

<b>UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY</b>	
<b>WOLLMUTH MAHER &amp; DEUTSCH LLP</b> Paul R. DeFilippo, Esq. 500 Fifth Avenue New York, New York 10110 Telephone: (212) 382-3300 Facsimile: (212) 382-0050 pdefilippo@wmd-law.com  ATTORNEYS FOR DEBTOR  <b>JONES DAY</b> Gregory M. Gordon, Esq. Brad B. Erens, Esq. Dan B. Prieto, Esq. Amanda Rush, Esq. 2727 N. Harwood Street Dallas, Texas 75201 Telephone: (214) 220-3939 Facsimile: (214) 969-5100 gmgordon@jonesday.com bberens@jonesday.com dbprieto@jonesday.com asrush@jonesday.com (Admitted <i>pro hac vice</i> ) ATTORNEYS FOR DEBTOR	
In re:	Chapter 11
LTL MANAGEMENT LLC,	Case No. 21-30589 (MBK)
Debtor. <sup>1</sup>	Judge: Michael B. Kaplan

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<sup>1</sup> The last four digits of the Debtor's taxpayer identification number are 6622. The Debtor's address is 501 George Street, New Brunswick, New Jersey 08933.

OFFICIAL COMMITTEE OF TALC  
CLAIMANTS II, KRISTIE DOYLE as Estate  
Representative of Dan Doyle, KATHERINE  
TOLLEFSON, TONYA WHETSEL as Estate  
Representative of Brandon Whetsel, RANDY  
DEROUEN, PATRICIA COOK, EVAN  
PLOTKIN, GIOVANNI SOSA and JAN  
DEBORAH MICHELSON-BOYLE,  
Appellants,

v.

LTL MANAGEMENT LLC,

Appellee.

Case Nos.: 22-cv-01289 (FLW)  
22-cv-01296 (FLW)  
22-cv-01303 (FLW)

**DEBTOR’S DESIGNATION OF ADDITIONAL ITEMS TO BE INCLUDED IN THE  
RECORD ON APPEAL**

LTL Management LLC, debtor in the above-captioned case and appellee, pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedures, hereby submits its designation of additional items to be included in the record on appeal, in addition to those designations submitted by the Official Committee of Talc Claimants II (“TCC II”) in its *Appellants’ Designation of Items to be Included in the Record on Appeal* (Dkt. 1804), in connection with TCC II’s appeal to the United States Bankruptcy Court for the District of New Jersey from the from the March 2, 2022 *Order Denying Motions to Dismiss* (Dkt. 1603)<sup>2</sup> (“*MTD Order*”) as well as the *Order (I) Declaring That Automatic Stay Applies to Certain Actions Against Non-Debtors and (II) Preliminarily Enjoining Certain Actions* (Dkt. 1635), (Dkt. 187, Adv. Pro. 21-03032-MBK) (“*Stay Order*”) (hereinafter “TCC II Appeal”).

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<sup>2</sup> “Dkt.” shall refer to entries in the Main Case docket (21-30589-MBK) and “Dkt. [ ]”, Adv. Pro. No. 21-03032-MBK” shall refer to entries in the adversary proceeding.

### **Background**

1. On March 25, 2022, Arnold & Itkin LLP filed *Appellant's Statement of the Issues to be Presented on Appeal and Designation of the Record on Appeal* (Dkt. 1856, Case No. 12 22-cv-1387-FLW), designating items to be included in the record on appeal in connection with its appeal to the United States Bankruptcy Court for the District of New Jersey from the *MTD Order*, which is based upon a February 25, 2022 *Memorandum Opinion* (Dkt. 1572) ("*MTD Opinion*"), collectively the "*MTD Opinion and Order*" (hereinafter "Arnold & Itkin Appeal").

2. On March 23, 2022, TCC I filed *Appellant TCC I's Statement of Issues on Appeal and Designations of Items to be Included in the Record on Appeal as to MTD Opinion and Order* (Dkt. 1832, Case Nos. 22-cv-1339-FLW, 22-cv-1350-FLW, and 22-cv-1620-FLW) and *Appellant TCC I's Statement of Issues on Appeal and Designation of Items to be Included in the Record on Appeal as to Stay Opinion and Order* (Dkt. 1833, Case Nos. 22-cv-1339-FLW, 22-cv-1350-FLW, and 22-cv-1620-FLW), both designating items to be included in the record on appeal in connection with its appeal to the United States Bankruptcy Court for the District of New Jersey from (a) the *MTD Opinion and Order* and (b) the *Stay Order* and supporting *Memorandum Opinion* (Dkt. 184, Adv. Pro. 21-03032-MBK) ("*Stay Opinion*"), collectively the "*Stay Opinion and Order*" (hereinafter "TCC I Appeals").

3. On March 21, 2022, TCC II filed *Appellants' Statement of Issues to be Presented on Appeal* (Dkt. 1805) and *Appellants' Designation of Items to be Included in the Record on Appeal* (Dkt. 1804, Case Nos. 22-cv-01289-FLW, 22-cv-1296-FLW, and 22-cv-01303-FLW),

the latter designating items to be included in the record on appeal in connection with the TCC II Appeals.

4. On March 21, 2022, Aylstock, Witkin, Kreis & Overholtz, PLLC (“Aylstock”) filed *Statement of Issues, Designation of Items to be Included in the Record on Appeal, and Certificate Regarding Transcripts* (Dkt. 1801, Case Nos. 22-cv-1280-FLW and 22-cv-1292-FLW), designating items to be included in the record on appeal in connection with its appeal to the United States Bankruptcy Court for the District of New Jersey from the *MTD Opinion and Order* and the *Stay Opinion and Order* (hereinafter “Aylstock Appeals”).

**Additional Items**

5. In the TCC II Appeals, LTL Management LLC hereby designates all items designated by Arnold & Itkin in the Arnold & Itkin Appeal, by TCC I in the TCC I Appeals, and/or by Aylstock in the Aylstock Appeals, but not designated by TCC II in the TCC II Appeals.

Dated: April 4, 2022

**WOLLMUTH MAHER & DEUTSCH LLP**

/s/ Paul R. DeFilippo

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